

**§ 256.63**

the list maintained under § 256.60(a)(1) and place the fact sheet in the State information depositories maintained under § 256.60(a)(2).

**§ 256.63 Requirements for public participation in the permitting of facilities.**

(a) Before approving a permit application (or renewal of a permit) for a resource recovery or solid waste disposal facility the State shall hold a public hearing to solicit public reaction and recommendations on the proposed permit application if the State determines there is a significant degree of public interest in the proposed permit.

(b) This hearing shall be held in accord with 40 CFR 25.5.

**§ 256.64 Requirements for public participation in the open dump inventory.**

(a) The State shall provide an opportunity for public participation prior to submission of any classification of a facility as an open dump to the Federal Government. The State shall accomplish this by providing notice as specified in § 256.64(b) or by using other State administrative procedures which provide equivalent public participation.

(b) The State may satisfy the requirement of § 256.64(a) by providing written notice of the availability of the results of its classifications to all parties on the list required under § 256.60(a)(1) at least 30 days before initial submission of these classifications to the Federal Government. For those parties on the list required under § 256.60(a)(1) who are owners or operators of facilities classified as open dumps, such notice shall indicate that the facility has been so classified.

[46 FR 47052, Sept. 23, 1981]

**§ 256.65 Recommendations for public participation.**

(a) State and substate planning agencies should establish an advisory group, or utilize an existing group, to provide recommendations on major policy and program decisions. The advisory group's membership should reflect a balanced viewpoint in accord with 40 CFR 25.7(c).

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(b) State and substate planning agencies should develop public education programs designed to encourage informed public participation in the development and implementation of solid waste management plans.

[44 FR 45079, July 31, 1979. Redesignated and amended at 46 FR 47052, Sept. 23, 1981]

**PART 257—CRITERIA FOR CLASSIFICATION OF SOLID WASTE DISPOSAL FACILITIES AND PRACTICES**

**Subpart A—Classification of Solid Waste Disposal Facilities and Practices**

- Sec.
- 257.1 Scope and purpose.
- 257.2 Definitions.
- 257.3 Criteria for classification of solid waste disposal facilities and practices.
  - 257.3-1 Floodplains.
  - 257.3-2 Endangered species.
  - 257.3-3 Surface water.
  - 257.3-4 Ground water.
  - 257.3-5 Application to land used for the production of food-chain crops (interim final).
  - 257.3-6 Disease.
  - 257.3-7 Air.
  - 257.3-8 Safety.
- 257.4 Effective date.

**Subpart B—Disposal Standards for the Receipt of Conditionally Exempt Small Quantity Generator (CESQG) Wastes at Non-Municipal Non-Hazardous Waste Disposal Units**

- 257.5 Disposal standards for owners/operators of non-municipal non-hazardous waste disposal units that receive Conditionally Exempt Small Quantity Generator (CESQG) waste.

**LOCATION RESTRICTIONS**

- 257.7 [Reserved]
- 257.8 Floodplains.
- 257.9 Wetlands.
- 257.10-257.12 [Reserved]
- 257.13 Deadline for making demonstrations.

**GROUND-WATER MONITORING AND CORRECTIVE ACTION**

- 257.21 Applicability.
- 257.22 Ground-water monitoring systems.
- 257.23 Ground-water sampling and analysis requirements.
- 257.24 Detection monitoring program.
- 257.25 Assessment monitoring program.
- 257.26 Assessment of corrective measures.
- 257.27 Selection of remedy.